IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 13TH APRIL 2007 / 23RD CHAITHRA 1929

Bail Appl..No. 2227 of 2007()

CRIME NO.84/07 OF POOYAPPALLY POLICE STATION

: PETITIONERS/ACCUSED 1 TO 3 & 5

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1. JAYAN, S/O.SHANMUGHAN ACHARI,
   MANGALATHU PUTHEN VEEDU, CHERUVAKKAL P.O.,
   KOLLAM.

2. SANTHOSH, MADATHIL KUZHI VEEDU,
   CHERUVAKKAL, KOLLAM.

3. SURESH, S/O.GOPALAN ACHARI,
   SATHEESH BHAVAN, CHERUVAKKAL P.O.,
   KOLLAM.

4. GOPALAN, S/O.SHANMUGHAN ACHARI,
   SATHEESH BHAVAN, CHERUVAKKAL P.O.,
   KOLLAM.

BY ADV. SRI.SANTHAN V.NAIR

RESPONDENTS:

STATE OF KERALA, REPRESENTED BY
THE SUB INSPECTOR OF POLICE,
POOYAPPALLY POLICE STATION,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application No. 2227/2007

Dated this 13th day of April, 2007

O R D E R

The petitioners who are accused Nos. 1 to 4 in crime No.84/2007 of Pooyappally police station for offences punishable under Sections 323, 324 and 326 IPC read with Section 34 IPC, seek anticipatory bail.

2. Having regard to the fact that the police had registered a counter case also as crime No.83/2006 and the other facts and circumstances of the case, even though I am not inclined to grant anticipatory bail to the petitioners, I am inclined to permit the petitioners to surrender before the Investigating Officer for the purpose of interrogation and then to have their application for bail considered by the Magistrate having jurisdiction. Accordingly, the petitioners shall surrender before the investigating officer on any day between 19-4-2007 and 21-04-2007 for the purpose of interrogation. The petitioners shall thereafter be produced on the same day before the Magistrate who shall release them on bail on appropriate conditions.

The application is disposed of as above.

V.RAMKUMAR,
JUDGE

mrcs